



PRACTITIONER'S DOCKET NO. 6500-1583.2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:	GALEN M. GAREIS, ET AL	GROUP NO.:	2831
APPLICATION NO.:	09/765,914	EXAMINER:	WILLIAM MAYO III
FILED:	01/18/2001		
FOR:	HIGH PERFORMANCE DATA CABLE		

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

DECLARATION OF PRIOR INVENTION IN THE UNITED STATES OR IN A NAFTA OR WTO MEMBER COUNTRY TO OVERCOME CITED PATENT OR PUBLICATION (37 C.F.R. 1.131)

PURPOSE OF DECLARATION

1. THIS DECLARATION IS TO ESTABLISH COMPLETION OF THE INVENTION IN THIS APPLICATION IN THE UNITED STATES, AT A DATE PRIOR TO SEPTEMBER 13, 1995, A DATE ONE YEAR PRIOR TO THE EFFECTIVE FILING DATE OF THE PRIOR ART PATENT 5,952,615.

2. THE PERSONS MAKING THIS DECLARATION ARE THE INVENTORS.

FACTS AND DOCUMENTARY EVIDENCE

3. TO ESTABLISH THE DATE OF COMPLETION OF THE INVENTION OF THIS APPLICATION, THE FOLLOWING DOCUMENT IS SUBMITTED AS EVIDENCE:

U.S. PATENT U.S. PATENT 5,789,711

WE DECLARE THAT THE DRAWINGS OF FIGS. 1-4 OF U.S. PATENT 5,789,711 WHICH WERE FILED WITH APPLICATION 08/629,509 WERE BASED ON DRAWINGS PREPARED PRIOR TO SEPTEMBER 13, 1995, A DATE ONE YEAR PRIOR TO THE FILING DATE OF U.S. PATENT 5,952,615. WE DECLARE THAT PRIOR TO SEPTEMBER 13, 1995, TO THE DATE OF APRIL 9, 1996, THE FILING DATE OF U.S. PATENT 5,789,711, THERE WAS DUE DILIGENCE IN THE FILING OF U.S. PATENT 5,789,711.

RECEIVED
TC 2800 MAIL ROOM
FEB -5 2001

THE PRESENT APPLICATION HAS DRAWING FIGURES 1-4 WHICH ARE SUBSTANTIALLY THE SAME AS FIGURES 1-4 OF U.S. PATENT 5,789,711 AND THE PRESENT APPLICATION IS ENTITLED TO THE PRIORITY OF U.S. PATENT 5,789,711 AND IS THEREFORE ENTITLED TO AN EFFECTIVE FILING DATE OF APRIL 9, 1996 FOR THE COMMON SUBJECT MATTER.

FROM THESE DOCUMENTS, IT CAN BE SEEN THAT THE INVENTION IN THIS APPLICATION WAS MADE PRIOR TO SEPTEMBER 13, 1995.

THE ABOVE STATEMENT ESTABLISHES THE DUE DILIGENCE OF THE APPLICANTS, FROM A TIME JUST PRIOR TO THE DATE OF THE REFERENCE, UP TO THE EFFECTIVE FILING OF THIS APPLICATION.

DECLARATION

4. AS A PERSON SIGNING BELOW:

I HEREBY DECLARE THAT ALL STATEMENTS MADE HEREIN OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

SIGNATURE(S)

5.

FULL NAME OF FIRST INVENTOR GALEN M. GAREIS

INVENTOR'S SIGNATURE Galen M. Gareis DATE DECEMBER 19, 2001

FULL NAME OF SECOND INVENTOR PAUL Z. VANDERLAAN

INVENTOR'S SIGNATURE Paul Z. Vanderlaan DATE: DECEMBER 19, 2001

G:\LIBRARY\RFIC\131 DECLARATIONS\6500_1583.2.WPD